
**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

XIONGEN JIAO, an individual, QIANJI JIAO, an individual, ZHONGHUA YI, an individual, PENGFEI ZHOU, an individual, XUAMEI ZHOU, an individual,

Plaintiffs,

vs.

NINGBO XU, an individual, and LCL COMPANY, LLC, a Texas Limited Liability Company,

Defendants,

And

DONGTAI INVESTMENT GROUP, LLC, a Texas Limited Liability Company,

Nominal Defendant.

Case No.: 4:19-CV-01848

Judge: Hon. Keith P. Ellison

The Court, having considered the Motion to Establish Procedures to Determine and/or Disallow Disputed Claims Against the Receivership (the “Motion”) filed by Ronald J. Sommers, Receiver (“Receiver”) for Dongtai Investment Group, LLC (“DIG”) and any responses and/or replies filed regarding the Motion, and finds that the Motion should be **GRANTED**. The Court

FINDS that adequate notice has been provided to all interested parties to the receivership, including all parties that have filed a claim in the DIG receivership (the “Receivership”), as well as any party who has registered for notification via CM/ECF. The Court further

FINDS that the claimants have submitted to the jurisdiction of this Court for allowance, estimation, or liquidation of their claims by virtue of their submission of a claim in this proceeding. The Court further

FINDS that the procedures for summary proceedings to resolve any disputes regarding those claims are fair and equitable to all claimants, promotes judicial economy, reduces litigation costs, and preserve receivership assets. The Court further

FINDS that the proposed procedures properly balance the need for an expeditious administration of the receivership while maintaining the rights of the creditors. The Court, therefore,

HOLDS that it has jurisdiction to resolve any disputes regarding the claims filed with the Receiver, including the allowance/disallowance, estimation, or liquidation of such claims. The Court therefore

ORDERS that the following schedule shall apply to the resolution of any disputes regarding the claims filed with the Receiver:

Event/Deadline	Date
Claims Bar Date	March 1, 2023
Deadline for Receiver to file a written statement of all individuals/entities having filed a claim and stating the amount of the claim	[Approximately 7 days after entry of this Court's order]
Deadline for the Receiver or any interested party to file a written objection to such claim. Any evidence supporting such objection should be submitted in the same manner as that required under Fed. R. Civ. P. 56 practice.	[Approximately 30 days after entry of this Court's order]
Deadline for an entity having an objected claim to file a response, if any, to the claim objection(s). Any evidence supporting such Response should be submitted in the same manner as that required under Fed. R. Civ. P. 56 practice.	[Approximately 60 days after entry of this Court's order]
Deadline for any party that filed a claim objection to file a reply, if any, in support of the claim objection(s). Any evidence supporting such Reply should be submitted in the	[Approximately 75 days after entry of this Court's Order]

Event/Deadline	Date
same manner as that required under Fed. R. Civ. P. 56 practice.	
Deadline for the parties to mediate any claim objections. Notices of proposed settlements to be submitted to the Court within seven (7) days thereafter for approval.	[Approximately 100 days after entry of this Court's order]
Court to conduct a status conference/pre-trial conference regarding the claim objection. The parties should be prepared to inform the Court what discovery, if any, they believe is necessary for the presentment of their claim at final hearing. The parties should also announce whether they believe that their claim may be decided upon the submitted evidence or will require a hearing. The Court will consider approval of any proposed settlements of a claim objection at this time.	_____, 2023 at _____

The Court further

ORDERS the Receiver to provide a copy of this Order to all claimants who have filed a claim with the Receiver.

Signed the _____ day of March, 2023.

UNITED STATES DISTRICT JUDGE